(40)

HIGH COURT OF CHHATTISGARH AT BILASPUR
W.P. (S) No. 4418 of 2005

Petitioner		Lal Bihari Choubey, Son of Late Shri Dwarika Nath Choubey, Age 40 years, Assistant Teacher, Posted at Primary School, Chiniya, Block Ramchandrapur, District Surguja (C.G.)
	Versus	
Respondent	1.	State of Chhattisgarh, Through Secretary, School Education Department, D. K. S. Bhawan, Mantralaya, Raipur (Chhattisgarh).
	2.	Director, Public Instructions, Pension Bada, Raipur (C.G.)
	3.	District Education Officer, District Ambikapur (Surguja), Chhattisgarh.

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri Anupam Dubey, Advocate for the petitioner.
Shri Sushil Dubey, Govt. Advocate for the respondents

ORDER

(Passed on this 22nd day of March, 2007)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The petitioner has filed this petition challenging the transfer order dated 1.10.2001. By virtue of the interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur the petitioner is continuing at the original place of posting.
2. Be that as it may, with the passage of time this petition has become infructuous as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.
3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur